

## Message Text

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ORIGIN L-02

INFO OCT-01 ARA-06 ISO-00 SCA-01 JUSE-00 SSO-00 DEAE-00

/010 R

DRAFTED BY L/M:CLBLAKESLEY:AD

APPROVED BY L/M:KEMALMBORG

JUSTICE - M. STEIN (SUBS)

ARA/LA - G. BROWN (SUBS)

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O 091742Z MAY 75

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA IMMEDIATE

LIMITED OFFICIAL USE STATE 108546

E.O. 11652: N/A

TAGS: CPRS, PFOR, SNAR, BR

SUBJECT: EXTRADITION - SCOCCOZA-VALIENTE

REF: BRASILIA 3611

1. EMBASSY CAN REPLY TO FOREIGN MINISTRY NOTE REPORTED  
REFTEL ALONG FOLLOWING LINES:

I. THIS IS A TREATY COMMITMENT DEPARTMENT HAS ALREADY  
MADE;

II. WITH REGARD TO THIS COMMITMENT, U.S. ATTORNEY WILL  
ADVISE JUDGE THAT SUBJECT HAS BEEN INCARCERATED IN BRAZIL  
PURSUANT TO OUR EXTRADITION REQUEST FOR SPECIFIED NUMBER OF  
DAYS. (EMBASSY REQUESTED TO PROVIDE US WITH THE AMOUNT OF  
TIME SUBJECT INCARCERATED). (FYI: UNDER U.S. LAW, MAXIMUM  
AND MINIMUM PENALTIES ARE PRESCRIBED BY STATUTE. JUDGE  
WILL SENTENCE FUGITIVE (IF CONVICTED) FOR PERIOD WITHIN THE  
PRESCRIBED SPECTRUM. JUDGES USUALLY DO NOT GIVE MAXIMUM  
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SENTENCE. ALTHOUGH U.S. ATTORNEY WILL ADVISE COURT OF

SUBJECT'S INCARCERATION IN BRAZIL, FINAL DECISION ON SENTENCE IS UP TO JUDGE. USG CANNOT GUARANTEE THAT JUDGE WILL DEDUCT TIME SPENT IN BRAZIL. END FYI);

III. THERE IS NO DEATH PENALTY FOR NARCOTICS OFFENSES IN U.S.;

IV. SUBJECT WILL NOT BE SURRENDERED TO THIRD STATE FOR THESE CRIMES WITHOUT CONSENT OF GOB AUTHORITIES;

V. POLITICAL PURPOSES OR REASONS WILL NOT BE USED TO AGGREGATE THE PENALTIES FOR CRIMES SUBJECT WAS EXTRADITED FOR. KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** EXTRADITION, LAW, INSTRUCTIONS, DIPLOMATIC NOTES  
**Control Number:** n/a  
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**Draft Date:** 09 MAY 1975  
**Decaption Date:** 01 JAN 1960  
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**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** MorefiRH  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
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**Reference:** 75 BRASILIA 3611  
**Review Action:** RELEASED, APPROVED  
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**Review Date:** 04 SEP 2003  
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**TAGS:** CPRS, PFOR, SNAR, BR, (SCOCCOZA VALIENTE, FRANCOIS ULYSSES)  
**To:** BRASILIA  
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